

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Miri Seiberg
Application No.: 10/689,149
Filed: October 20, 2003
For: Topical Anti-Cancer Compositions and Methods of Use Thereof

Confirmation No.: 6375
Group No.: 1617
Examiner: Carlie K. Huynh

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements
2. Time of Filing IDS
3. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
4. Copies of Listed Information Items Accompanying This Statement
5. Non-English Language Listed Information Items
6. Translation(s) of Non-English Language Documents
7. Identification of Person(s) Making This Information Disclosure Statement

Section 1. Preliminary statements

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 with sufficient postage as first class mail.

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.

☒ electronic filing system in accordance with 37 CFR 1.6(a)(4)

Date: July 16, 2007

/Andrea L. Colby/
Signature

Andrea L. Colby
(type or print name of person certifying)

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 2. Time of Filing IDS

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

Section 3. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)

Form(s) PTO/SB/08A and/or form(s) PTO/SB/08B are attached.

Section 4. Copies of Listed Information Items Accompanying This Statement

Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2).

Section 5. Non-English Language Listed Information Items

The Japanese citations JP63135310A, JP1093519A and JP9025213A listed on Forms PTO/SB/08A and 08B (substitute for PTO-1449) are submitted on the basis of the Japanese Patent Office action dated March 20, 2007, that is not in the English language that issued on the corresponding Japanese patent application no. 11-509785.

Section 6. Translation(s) of Non-English Language Documents

Submitted herewith is an English language abstract of the following foreign language publications: JP10139654A and JP06256156A.

Submitted herewith is an English translation of the following foreign language patents, publications or information or of those portions of those patents, publications or information considered to be material: JP63135310A, JP1093519A and JP9025213A.

No English language translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.

Section 7. Identification of Person Making This Information Disclosure Statement

The person making this certification is the practitioner who signs below on the basis of the information in the practitioner's file.

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

| | |
|------------------------|-----------------|
| Confirmation Number | 6375 |
| Application Number | 10/689,149 |
| Filing Date | 10-20-2003 |
| First Named Inventor | Miri Seiberg |
| Group Art Unit | 1617 |
| Examiner Name | Carlic K. Huynh |
| Attorney Docket Number | J&J1886USCIP1 |

U.S. PATENT DOCUMENTS

| Exam Initials | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document mm-dd-yyyy | Pages, Columns, Lines, where relevant passages or relevant figures appear |
|------------------|--------------------------|----------------------|--------------------------------------|--|--|---|
| | | Number | Kind Code ² (if known) | | | |
| | | 5,843,907 | A | Sakai et al. | 12-01-1998 | |
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FOREIGN PATENT DOCUMENTS

| Exam Initials | Cite No. ¹ | Foreign Patent Document | | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document mm-dd-yyyy | Pages, Columns, Lines, where relevant passages or relevant figures appear | T ⁶ |
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| | | Office ³ | Number ⁴ | KindCode ⁵ | | | | |
| | | JP | 63135310 | A | Lion Corp. | 06-07-1988 | | X |
| | | JP | 1093519 | A | Shiseido Co. Ltd. | 04-12-1989 | | X |
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| | | WO | 02/067988 | A2 | Regents/Univ. of Michigan | 09-06-2002 | | |
| | | JP | 10139654 | A | Lion Corp. | 05-26-1998 | English Abst. | |
| | | JP | 06256156 | A | Maruzen Pharma | 09-13-1994 | English Abst. | |

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

| Exam Initials * | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published | T ² |
|-----------------------|--------------------------|--|----------------|
| | | http://www.faqs.org/health/Sick-V1/Acne.html | |
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|-----------------------|--------------------|
| Examiner Signature | Date Considered |
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450